

PATENT COOPERATION TREATY

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REC'D 14 DEC 2005

INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY
(Chapter II of the Patent Cooperation Treaty)

PCT

(PCT Article 36 and Rule 70)

| | | |
|--|--|--------------------------------|
| Applicant's or agent's file reference 52131 WO | FOR FURTHER ACTION See Form PCT/IPEA/416 | |
| International application No. PCT/IB2003/006124 | International filing date (day/month/year) 22-12-2003 | Priority date (day/month/year) |
| International Patent Classification (IPC) or national classification and IPC See Supplemental Box | | |
| Applicant Nokia Corporation et al | | |

- This report is the international preliminary examination report, established by this International Preliminary Examining Authority under Article 35 and transmitted to the applicant according to Article 36.
- This REPORT consists of a total of 4 sheets, including this cover sheet.
- This report is also accompanied by ANNEXES, comprising:
 - ☒ (sent to the applicant and to the International Bureau) a total of 5 sheets, as follows:
 - ☐ sheets of the description, claims and/or drawings which have been amended and are the basis of this report and/or sheets containing rectifications authorized by this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions).
 - ☐ sheets which supersede earlier sheets, but which this Authority considers contain an amendment that goes beyond the disclosure in the international application as filed, as indicated in item 4 of Box No. I and the Supplemental Box.
 - ☐ (sent to the International Bureau only) a total of (indicate type and number of electronic carrier(s)) _____, containing a sequence listing and/or tables related thereto, in electronic form only, as indicated in the Supplemental Box Relating to Sequence Listing (see Section 802 of the Administrative Instructions).

4. This report contains indications relating to the following items:

- | | | |
|-------------------------------------|--------------|---|
| <input checked="" type="checkbox"/> | Box No. I | Basis of the report |
| <input type="checkbox"/> | Box No. II | Priority |
| <input type="checkbox"/> | Box No. III | Non-establishment of opinion with regard to novelty, inventive step and industrial applicability |
| <input type="checkbox"/> | Box No. IV | Lack of unity of invention |
| <input checked="" type="checkbox"/> | Box No. V | Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement |
| <input type="checkbox"/> | Box No. VI | Certain documents cited |
| <input type="checkbox"/> | Box No. VII | Certain defects in the international application |
| <input type="checkbox"/> | Box No. VIII | Certain observations on the international application |

| | |
|---|--|
| Date of submission of the demand 10-05-2005 | Date of completion of this report 24-11-2005 |
| Name and mailing address of the IPEA/SE Patent- och registreringsverket Box 5055 S-102 42 STOCKHOLM Facsimile No. +46 8 667 72 88 | Authorized officer Åsa Rydenius/MN Telephone No. +46 8 782 25 00 |

INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

International application No.

PCT/IB2003/006124

Supplemental Box

In case the space in any of the preceding boxes is not sufficient.

Continuation of: Cover sheet

H04L 1/18 (2006.01)

H04B 7/005 (2006.01)

INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

International application No.

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Box No. I Basis of the report

1. With regard to the
- language**
- , this report is based on:

- ☐ the international application in the language in which it was filed
- ☐ a translation of the international application into _____,
which is the language of a translation furnished for the purposes of:
- ☐ international search (Rules 12.3(a) and 23.1(b))
- ☐ publication of the international application (Rule 12.4(a))
- ☐ international preliminary examination (Rules 55.2(a) and/or 55.3(a))

2. With regard to the
- elements**
- of the international application, this report is based on (
- replacement sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred to in this report as "originally filed" and are not annexed to this report*
-):

- ☐ the international application as originally filed/furnished
- ☒ the description:
- pages 1 - 26 _____ as originally filed/furnished
- pages* _____ received by this Authority on _____
- pages* _____ received by this Authority on _____
- ☒ the claims:
- pages _____ as originally filed/furnished
- pages* 31 - 33 _____ as amended (together with any statement) under Article 19
- pages* _____ received by this Authority on _____
- pages* _____ received by this Authority on _____
- ☒ the drawings:
- pages 1 - 7 _____ as originally filed/furnished
- pages* _____ received by this Authority on _____
- pages* _____ received by this Authority on _____
- ☐ a sequence listing and/or any related table(s) – see Supplemental Box Relating to Sequence Listing.

- 3.
- ☐
- The amendments have resulted in the cancellation of:

- ☐ the description, pages _____
- ☐ the claims, Nos. _____
- ☐ the drawings, sheets/figs _____
- ☐ the sequence listing (*specify*): _____
- ☐ any table(s) related to the sequence listing (*specify*): _____

- 4.
- ☐
- This report has been established as if (some of) the amendments annexed to this report and listed below had not been made, since they have been considered to go beyond the disclosure as filed, as indicated in the Supplemental Box (Rule 70.2(c)).

- ☐ the description, pages _____
- ☐ the claims, Nos. _____
- ☐ the drawings, sheets/figs _____
- ☐ the sequence listing (*specify*): _____
- ☐ any table(s) related to the sequence listing (*specify*): _____

* If item 4 applies, some or all of those sheets may be marked "superseded."

INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

International application No.

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Box No. V Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement

1. Statement

| | | | |
|-------------------------------|--------|-------------|-----|
| Novelty (N) | Claims | <u>1-16</u> | YES |
| | Claims | | NO |
| Inventive step (IS) | Claims | <u>1-16</u> | YES |
| | Claims | | NO |
| Industrial applicability (IA) | Claims | <u>1-16</u> | YES |
| | Claims | | NO |

2. Citations and explanations (Rule 70.7)

Documents cited in the International Search Report:

D1: WO0203600 A1

D2: WO03105394 A1

D3: WO03077464 A1

D4: US6175560 B1

D5: US2003012165 A1

D6: WO0217548 A1

The cited documents represent the general state of the art.

The inventions defined in claims 1-16 is not disclosed by any of these documents.

The cited prior art does not give any indication that would lead a person skilled in the art to the claimed method and network for decreasing the transmission delay in a multi-channel data transmission of physical layer frames using hybrid automated repeat request signalling. Therefore, the claimed inventions are not obvious to a person skilled in the art.

Accordingly, the inventions defined in claims 1-16 are novel and are considered to involve an inventive step. The inventions are industrially applicable.

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04-07-2005

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From the INTERNATIONAL BUREAU

NOTIFICATION CONCERNING
AMENDMENTS OF THE CLAIMS(PCT Rule 62 and
Administrative Instructions, Section 417)

To:

Swedish Patent Office
P.O. Box 5055
S-102 42 Stockholm
Sweden

Date of mailing (day/month/year)

24 June 2005 (24.06.2005)

in its capacity as International Preliminary Examining Authority

International application No.

PCT/IB2003/006124

International filing date (day/month/year)

22 December 2003 (22.12.2003)

Applicant

NOKIA CORPORATION et al

The International Bureau hereby transmits a copy of the amendments to the claims under Article 19 together with any accompanying statement (Rule 62).

The International Bureau of WIPO
34, chemin des Colombettes
1211 Geneva 20, Switzerland

Facsimile No. (41-22) 338.70.60

Authorized officer

Sonia GARCIA MELLITI (Fax : 4122 338 7

Telephone No. (41-22) 338 9919

AMENDED CLAIMS

PCT/IB03/006124

AMENDED CLAIMS

[received by the International Bureau on 10 November 2004 (10.11.2004);
original claims 1-18 replaced by new claims 1-16 (3 pages)]